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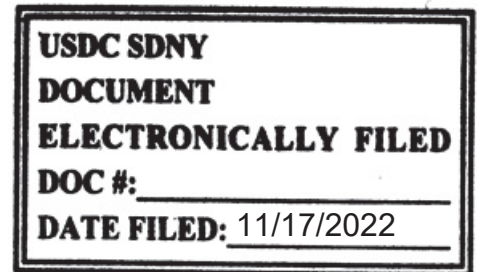
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November 17, 2022

VIA ECF

Hon. Robert W. Lehrburger
United States District Court
Southern District of New York
500 Pearl Street, Rm. 1960
New York, NY 10007



Re: *Matter of Bulgari v. Bulgari*, No. 1:22-cv-05072-LGS-RWL

Dear Judge Lehrburger:

We are counsel for defendant, Veronica Bulgari, in the action referenced above. I am sorry to impose on Your Honor with this letter but the parties have reached an impasse on a matter that, I regret to say, requires the Court's attention today if that is at all possible.

On Tuesday of this week at 4:04 PM, the plaintiff sent us, by email, a notice of deposition of a third party witness. The notice set the deposition for tomorrow, Friday, at 10 AM, in Fort Lauderdale, Florida. Plaintiff had made no effort to discuss the date or place of the deposition with us in advance. We simply had no warning that we would be given about 66 hours notice of a deposition set to occur 1500 miles away.

We have asked plaintiff to delay the examination to any other day but plaintiff has refused, insisting that because the witness was hard to serve, the deposition could not be rescheduled. But that has no bearing on why plaintiff set the deposition for tomorrow when counsel are set to appear before Your Honor at the precise time that the deposition is apparently going to occur.

We have no objection to the deposition of the witness in question, over whom we have no control and do not know how to reach. But we request that the Court issue a protective order staying the deposition as currently scheduled for tomorrow and requiring plaintiff to work cooperatively to reschedule it for another, mutually agreeable date and time.

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Respectfully Submitted,

/s/ Michael M. Rosensaft

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As per the telephone conference held on November 17, 2022, the application for protective order is denied as moot.

SO ORDERED:

11/17/2022



HON. ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE